

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM DILLON COUNTY  
Court of Common Pleas

Roger E. Henderson, Circuit Court Judge

Case No. 2014-CP-17-479

**RECEIVED**

FEB 29 2016

**SC Court of Appeals**

Weaver Contracting, LLC,.....Respondent,

v.

Metro Contracting, Inc. and The Guarantee Company of North  
America, USA,..... Defendants,

Of whom The Guarantee Company of North America, USA is the .....Appellant.

The Guarantee Company of North America, USA,.....Third-Party Plaintiff,

v.

Dillon County School Facilities Corporation, Dillon County  
Board of Education a/k/a Dillon County School District,  
Cumming Construction Management, Inc. and  
Sfl+a Architects, .....Third-Party Defendants.

MOTION FOR EXTENSION OF TIME

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the Appellant, The Guarantee Company of North America, USA, hereby moves for an extension of time in which to file the Initial Brief of Appellant, which is currently due on or before March 2, 2016. The Appellant requests this extension of time due to the fact that this case will be mediated April 13 and 14, 2016, and Appellant would request an extension until 7 days following that mediation to file its Initial Brief, *i.e.* until April 19, 2016. The Respondent has consented to the extension of time.

This extension of time is not sought for the purpose of delay, but that justice may be done.

The Appellant asks that the deadline for filing its Initial Brief be held in abeyance until such time as the court rules upon this motion.

February 26, 2016



Kimila L. Wooten, S.C. Bar No. 64516  
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Counsel for Appellant

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PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time on Weaver Contracting, LLC by depositing a copy of it in the United States Mail, postage prepaid, on February 26, 2016, addressed to its attorney of record, Dunn D. Hollingsworth, Esquire, Robertson Hollingsworth & Flynn, 177 Meeting Street, Suite 300, Charleston, South Carolina 29401.

February 26, 2016



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Counsel for Appellant

February 26, 2016

Via U.S. Mail

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

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SC Court of Appeals

Re: *Weaver Contracting, LLC v. The Guarantee Company*  
Appellate Case No. 2016-000025

Dear Ms. Abbott Kitchings:

In connection with the above-referenced matter, enclosed please find the following:

1. An original and seven (7) copies of a Motion for Extension of Time for filing;
2. An original and one (1) copy of Proof of Service for filing;
3. Our firm check in the amount of \$25.00 to cover the filing fee; and
4. A self-addressed, stamped envelope for return of the filed copies.

If you have any questions, please do not hesitate to give us a call.

With best regards,

ELMORE GOLDSMITH, PA



Hazel Bramlett  
Legal Assistant to Kimila L. Wooten

/hb

Enclosures

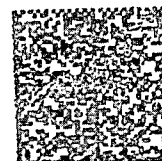
cc Dunn D. Hollingsworth, Esquire (*w/enc. via U.S. mail*)  
cc Mr. Frank Whelan (*w/enc. via e-mail*)

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ELMORE   
GOLDSMITH  
ATTORNEYS AT LAW

Post Office Box 1887 | Greenville, SC 29602

**TO:**  
The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

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